

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 25-mj-8349-WM

UNITED STATES OF AMERICA,

vs.

JOSE DAMIAN MARTINEZ-MURILLO,

Defendant.

FILED BY SW D.C.

Jun 27, 2025

ANGELA E. NOBLE
CLERK U.S. DIST. CT.
S. D. OF FLA. - WPB

CRIMINAL COVER SHEET

1. Did this matter originate from a matter pending in the Northern Region of the United States Attorney's Office prior to August 8, 2014 (Mag. Judge Shaniek M. Maynard)? **No**
2. Did this matter originate from a matter pending in the Central Region of the United States Attorney's Office prior to October 3, 2019 (Mag. Judge Jared M. Strauss)? **No**
3. Did this matter involve the participation of or consultation with now Magistrate Judge Eduardo I. Sanchez during his tenure at the U.S. Attorney's Office, which concluded on January 22, 2023? **No**
4. Did this matter involve the participation of or consultation now Magistrate Judge Marta Fulgueira Elfenbein during her tenure at the U.S. Attorney's Office, which concluded on March 5, 2024? **No**

Respectfully submitted,

HAYDEN P. O'BYRNE
UNITED STATES ATTORNEY

By:



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UNITED STATES DISTRICT COURT

for the
Southern District of Florida

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ANGELA E. NOBLE
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United States of America
v.

Jose Damian Martinez-Murillo,

Case No. 25-mj-8349-WM

Defendant(s)

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

On or about the date(s) of June 25, 2025 in the county of Palm Beach in the
Southern District of Florida, the defendant(s) violated:

Code Section
8 U.S.C 1326(a)

Offense Description
Previously removed alien found in the United States

This criminal complaint is based on these facts:

See Attached Affidavit

☒ Continued on the attached sheet.



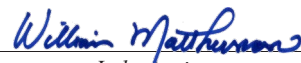
Complainant's signature

Andy Korzen, Deportation Officer

Printed name and title

Attested to me by the applicant by Telephone (FaceTime) per Fed.R.Crim.P. 4(d) and 4.1

Date: June 27, 2025



Judge's signature

City and state: West Palm Beach, FL

William Matthewman, U.S. Magistrate Judge

Printed name and title

AFFIDAVIT

I, Andy Korzen, being duly sworn, depose and state as follows:

1. I am a Deportation Officer with the Immigration and Customs Enforcement (ICE) and have been so employed for over twenty-one years. I am currently assigned to the ICE Enforcement and Removal Operations, West Palm Beach, Florida. My duties and responsibilities include enforcing criminal and administrative immigration laws of the United States. I have also conducted and participated in investigations of this nature.

2. This affidavit is based upon my own knowledge as well as information provided to me by other law enforcement officers. This affidavit does not set forth every fact known to me regarding the investigation but only those facts necessary to establish probable cause to believe that Jose Damian MARTINEZ-MURILLO committed the offense of being a previously removed alien found in the United States, in violation of Title 8, United States Code, Section 1326(a).


3. On or about June 25, 2025, Jose Damian MARTINEZ-MURILLO was arrested in Palm Beach County, Florida on charge of driving without a driver's license. He was booked and detained at the Palm Beach County Jail.

4. A review of the immigration records shows that Jose Damian MARTINEZ-MURILLO is a native and citizen of Honduras. Records further show that on or about December 29, 2020, Jose Damian MARTINEZ-MURILLO was ordered removed from the United States. The Order of Removal was executed on or about November 12, 2021, whereby Jose Damian MARTINEZ-MURILLO was removed from the United States and returned to Honduras.

5. Jose Damian MARTINEZ-MURILLO's fingerprints taken in connection with his June 25, 2025, arrest in Palm Beach County were scanned into the IAFIS system. Results confirmed that scanned fingerprints belong to the individual who was previously removed from the United States, that is Jose Damian MARTINEZ-MURILLO.

6. A record check was performed in the Computer Linked Application Informational Management System to determine if Jose Damian MARTINEZ-MURILLO filed an application for permission to reapply for admission into the United States after deportation or removal. After a search was performed in that database system, no record was found to exist indicating that Jose Damian MARTINEZ-MURILLO obtained consent from the Attorney General of the United States or from the Secretary of Homeland Security, for re-admission into the United States as required by law.

7. Based on the foregoing, I submit that probable cause exists to believe that, on or about June 25, 2025, Jose Damian MARTINEZ-MURILLO, an alien who has previously been deported and removed from the United States, was found in the United States without having received the express consent from the Attorney General or the Secretary of the Department of Homeland Security for re-admission into the United States, in violation of Title 8, United States Code, Section 1326(a).



Andy Korzen
Deportation Officer
Immigration and Customs Enforcement

Sworn and Attested to me by Applicant by Telephone (Facetime) pursuant to Fed. R. Crim. P. 4(d) and 4.1 this 27th day of June 2025.



WILLIAM MATTHEWMAN
UNITED STATES MAGISTRATE JUDGE

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

PENALTY SHEET

Defendant's Name: Jose Damian Martinez-Murillo

Case No: 25-mj-8349-WM

Count #: 1

Previously removed alien found in the United States, in violation of Title 8, United States Code,
Section 1326(a)

*** Max. Term of Imprisonment: 2 years**

*** Mandatory Min. Term of Imprisonment (if applicable): N/A**

*** Max. Supervised Release: 1 year**

*** Max. Fine: \$250,000**

***Refers only to possible term of incarceration, supervised release and fines. It does not include restitution, special assessments, parole terms, or forfeitures that may be applicable.**